

**21 NCAC 14B .0506 CIRCUMSTANCES**

The Board may refuse to issue a declaratory ruling on the validity of a rule for just cause for any of the following reasons:

- (1) The Board has already made a declaratory ruling on substantially similar facts in a contested case;  
or
- (2) The facts underlying the request for a ruling were specifically considered at the time of the adoption of the rule in question; or
- (3) The subject matter of the request is involved in pending litigation in North Carolina.

*History Note: Authority G.S. 150B-4;  
Eff. February 1, 1976;  
Amended Eff. January 1, 1989;  
Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. January 13, 2015;  
Readopted Eff. April 1, 2026.*